

In The United States District Court
For the District of Delaware

OFFICE OF
ATTORNEY GENERAL
OCT 31 2005
RECEIVED
CORRECTION UNIT

JAMES HALL,
Plaintiff

CASE NO. NO. 04-1328-GMS
Request for production of
Documents.

v.

David Holman Et. AL,

Defendants,

Plaintiff's First Request for production of Documents

Pursuant to F.R.C.P. 26 AND 34 Plaintiff Request that the Defendants produce the following documents. Please produce the Documents to Plaintiff. The plaintiff request Defendant produce documents Listed Herein within (30) day's, either by providing plaintiff with copies or by making them available to the plaintiff with and for inspection and copying. At Delaware Correctional Center 1181 Paddock Rd Smyrna 19971. (D.C.C.) Del.

Motion for Production of Documents - 1.

5. Any and all policies, directives or instructions to staff governing threats of bodily harm and sick-call procedures in general, and segregation practices and all documents and reports concerning a disturbance in MHU 23 B prior on 6-6-04 including but not limited to disciplinary reports, disciplinary changes, statement of witnesses incident reports, finding and conclusion of disciplinary hearings etc.

4. All documents that evidence, mention, or refer to the serious medical need of plaintiff James Hall on 1-23-04 including but not limited to medical records, incident reports, statement and other investigative materials and documents relating to subsequent staff discipline if any.

3. All documents that contain, mention, contain, or refer to policies on responses to serious medical need that are direct, or obvious at the Delaware Correctional Center.

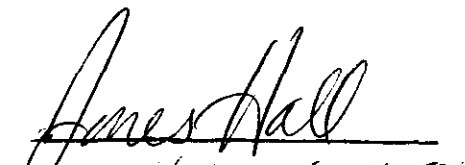
2. All documents that contain, mention, contain, or refer to policies on responses to potential threats to inmate health or safety that are direct or obvious at the Delaware Correctional Center.

1. All documents that contain, mention, contain, or refer to policies on staff supervision of inmates with threatened bodily harm at the Delaware Correctional Center.

1. The complete contents of plaintiff's Delaware correctional center file including but not limited to disciplinary reports, incident reports, information and control sheets, records, criminal justice information and medical and mental health records.
2. The complete contents of plaintiff's Delaware correctional center file including but not limited to grievance and the institution duty regarding same.
3. The complete contents of plaintiff's Delaware correctional center file including but not limited to all policies, directives or instructions to staff governing inmate grievances and the institution duty regarding same.
4. The complete contents of plaintiff's Delaware correctional center file including but not limited to disciplinary reports, incident reports, information and control sheets, records, criminal justice information and medical and mental health records.
5. The complete contents of plaintiff's Delaware correctional center file including but not limited to all policies, directives or instructions to staff governing inmate grievances and the institution duty regarding same.
6. The complete contents of plaintiff's Delaware correctional center file including but not limited to all policies, directives or instructions to staff governing inmate grievances and the institution duty regarding same.
7. The complete contents of plaintiff's Delaware correctional center file including but not limited to all policies, directives or instructions to staff governing inmate grievances and the institution duty regarding same.
8. All documents within or created since 1-30-04 that contain mention of plaintiff's name, or refer to any inspection, or complaint about inadequate staffing or supervision of (with #3) maximum security unit building #3, medical medical or substituted medical treatment and serious medical needs at the Delaware correctional center, whether formal or informal, official or unofficial including inmate staff civilian grievances (complaints and appeals and including responses to such documents prepared by Delaware correctional center staff or other agents).
9. All documents within or created since 1-30-04 that contain mention of plaintiff's name, or refer to any inspection, or complaint about inadequate staffing or supervision of (with #3) maximum security unit building #3, medical medical or substituted medical treatment and serious medical needs at the Delaware correctional center, whether formal or informal, official or unofficial including inmate staff civilian grievances (complaints and appeals and including responses to such documents prepared by Delaware correctional center staff or other agents).
10. A listing of any and all past citations that resulted in any loss of pay and all policies, directives or instructions to staff governing inmate grievances and the institution duty regarding same.
11. A listing of any and all past citations that resulted in any loss of pay and all policies, directives or instructions to staff governing inmate grievances and the institution duty regarding same.
12. A listing of any and all past citations that resulted in any loss of pay and all policies, directives or instructions to staff governing inmate grievances and the institution duty regarding same.

Plaintiff, James Hall, does hereby swear and certify under penalty of perjury that the instant request for discovery is careful, not improperly motivated and not unreasonably burdensome or expensive.

Plaintiff seeks pleading immunity under FRASIER v. South Eastern Bell Tel. Co., 755 F.2d 651 (3rd Cir. 1986). And James v. Kerner, 404 U.S. 519 (1972) as a pro se incarcerated litigant and friend of the Court


James Hall, P.O. Box 167581
1181 Graddock Rd. Smyrna Ga
30422

This - 26 day of ~~October~~ October
Date

Holder for Production of Document 26

~~In~~ The United States District Court

For The District of Delaware

JAMES HALL

Plaintiff,

v.

DAVID HOLMAN, LAWRENCE MCGUIRE,

Clyde D. SAGGS

Defendants.

Case No: # 04-1328-GMS

Request for Admissions

Pursuant To Rule 36, Fed. Rules of Civil procedure. Plaintiff Request the Defendants To make the following admissions within 30 days after the service of this Request.

It is routine and established practice at Delaware Correctional Center

1) Request for Reassignment to a specific cell, Tier, Building, or with specific cellmate is Disapproved.

It is the routine and established practice at Delaware Correctional Center

2) That prison officials investigate to conclusion Each allegation of violence or threat of violence in a promptly reasonable time frame at Delaware Correctional Center.

3) Emergency medical grievances ("transfer M.G.") require the warden or the warden designees to Review for Determination and action if any within 24 hrs all E.M.G. filed by inmates

There is a policy, whether formal or informal, that permits the medical care provider
4) to Review E.M.G. however, absent follow-up or supervision from the warden or prison staff in continuation of E.M.G. rule at item #3

5) The purpose of an E.M.G. is to inform staff and medical care provider of an Emergency medical condition that requires Immediate medical attention.

Despite Defendants being on notice of Plaintiff's Serious medical condition (i.e., Diabetes Mellitus), filing an E.M.G. on Feb 1, 2004 The policy at #3 They blatantly disregarded Plaintiff's condition

7) Defendant took no action to Review E.M.G. for any Determination of Seriousness of Plaintiff's condition.

② Defendants cite Sayers, David Holmes, (multiple witnesses knew that Pinedale used a substantial list of heroin and responded that Pinedale by failing to take reasonable measures to stop it).

9) Risk of serious harm to an inmate pursuant to the United States Constitution.

Plaintiff Submitted a Reassessable Request to be moved laterally within the Same Security Level the Request was crafted, not improperly motivated and not unnecessarily burdensome (10) or expensive. Defendant's Disregarded the Request and Plaintiff was attracted and Suffered The loss of a laptop as a result of not being Reallocated laterally within the same Security Level

(1) Defendant, David Reisman, Clyde D. Sagers, Catherine McGowan, Defendants intentionally ignored and failed to respond to a particular known threat to plaintiff the family to respond to substantial risk of serious harm and plaintiff was suffered unnecessarily due to Defendant's

To Substantial Rise of Service Wages and Profitability was suffered consequently due to Deflationary Deflationary influence.

(d) Defendants David Holm et al., were argued failed to take reasonable measures to guarantee the safety of inmates
 (e) Defendants David Holm et al., defendants conduct or lack of conduct demonstrates a knowing indifference to a substantial risk of serious harm to plaintiffs.

13) Defendants were aware of this objectively identifiable list of union and subviralty as regards it.

- Defendants, David Holman, Lawrence Meyigan, Clyde D. Sargent, knew the Subjectively
- 14) deprivation was sufficiently serious and was acted with deliberate indifference to inmate health and safety in violation of the Eighth Amendment to the United States Constitution
 - 15) The Defendants collectively bore an affirmative obligation to provide protection from assault by other inmates but failed to do so.
 - 16) Plaintiff submitted numerous request over a period of four, five 4-5, months to be moved voluntarily within the same security level to another cell defendant failure to respond reasonably has resulted in permanent injury to plaintiff.
 - 17) Random Assignment of inmates is cruel and unusual punishment in violation of Plaintiff's clearly established rights under the 8-14 Amendments.
 - 18) Prison official David Holman, et al, were deliberate indifferent to risk of violence arising from random cell assignments.
 - 19) Defendant David Holman, et al, failure to use available classification information to determine inmate compatibility amounts to failure to protect in violation of Eighth Amendment and violates plaintiff's clearly established rights.

The Department of Corrections prison officials are not forced to house it's prisoners two 20) men to a cell. Said housing plaintiff in this manner in a double cell annex, 24 square is unconstitutional and amounts to cruel and unusual punishment in violation of the Eighth Amendment.

20) The guards in the control room can't see into the cells cell doors are solid with a small barred window and two small vents. There is no inter-cell monitoring system. The speaker in the Day Room. The speaker said he is for this system do not work and are outside the cells. Looking inward to start through the cells in order to attempt to get the attention of the guard on duty which is fruitless because guards are located (completely off the tiers in the hallway or on isolated included concrete Bunkers.

21) The only exception occurs if inmate identifies another inmate with whom he was protective custody or more restrictive or punitive housing assignment or forced to remain within the Double celling with the other inmate and to take matters into his own hands by any means necessary.

22) In their failure to protect in that they failed to utilize any screening as a method of assessment of persons pose threats such as potential for social pressure for violence victim potential etc. Defendant failed to predict (comparability of threats) Referring David Johnson, etc. were deliberately indifferent to possible

23) These cells approximately 74 square feet or less in size. In the wilderness housing unit (moms) were intended to house only one inmate

29) The Defendant David William Elroy Subold, Plaintiff to Victim Russell, and Acknowledges it is not part of the penalty that Criminal offenders should pay for their offences against society. Plaintiff has demonstrated that he is incarcerated under conditions posing a substantial risk of serious harm as noted. Plaintiff suffered from a broken right hand and was literally defenceless and ignorant of the nature of this fact and did despite their knowledge they disregarded the excessive risk to Plaintiff health and safety. Thus plaintiff has suffered the unnecessary and undue infliction of pain in violation of the Eighth Amendment.

Defendants David Hoffman, Laurence Meyer, Clyde Sanger, were also aware that plaintiff had registered at all times relevant to these claims; and were deliberately indifferent to plaintiff's medical condition. By recklessly disregarding plaintiff's condition, and failing to protect him from violence and threats from cellmate

27 The Defendant David Williams does know that the Plaintiff faced a previous act of harm

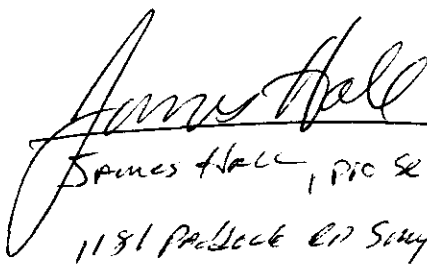
reports will be sent unconnected reports and will be disciplined and transferred from control.
 (Maximum flying unit) to (Sgt): Second flying unit. (Sequestration of the highest level of supervision)

70) Informant: Even though, if, as Adam, many acts of violence at the (CNU) go unreported and undocumented for these reasons 1) If Informant reports violence by another Informant, Informant do not want to be caught as snitch, and they often do not report violence 2) If an Informant reports violence in which he is involved, both he, and the other Informant will face inconsistent reports and will be disciplined and threatened (even death) maximum housing unit) to (SHU): Secure Housing unit. (Segregation of the highest level of supervision)

2) Reference: real fiction, etc. Acknowledge that the (with) is an "acknowledging" of the fact with numerous assets, rights and shared reality from

Plaintiff, James Hall, does hereby swear and certify
under penalty of perjury that the instant request for admission
is lawful, not improperly motivated and not unduly burdensome
or expensive.

Plaintiff seeks pleading leniency under *Praeger v. South*
Eastern Plains, Trans Automobiles, 785 F.2d 651, 3 (3rd Cir 1986) and *Hammer v.*
Kerner, 404 U.S. 519 (1972) as a pro se incarcerated litigant and friend
of the court.


James Hall, PIC # 167581
1181 Padlock EP Stryker - D.C.C.

This 26 day of October, 05